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Patent
Attorney's Docket No. 033421-020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION-IN-PART
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

MAIL STOP PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Customer No. **21839**

Sir:

This is a request for filing a continuation-in-part application under 37 C.F.R. § 1.53(b) of pending Application No. 10/658,588 filed on September 8, 2003, for __, by the following named inventor(s):

FAT REMOVAL DEVICE AND METHOD

(a)	Full Name	<u>Michael D. Laufer</u>
(b)	Full Name	<u>Hein Nguyen</u>
(c)	Full Name	<u>Jeffrey P. Wall</u>
(d)	Full Name	<u>Suresh K. Wadhvani</u>
(e)	Full Name	<u>Payam Adlparvar</u>
(f)	Full Name	<u>Bruce Stambaugh</u>
(g)	Full Name	<u>Tony R. Brown</u>

☒ Applicant(s) suggests the inclusion of Figure 5 for inclusion on the front page of the patent application publication and/or patent.

☐ Applicant(s) requests that the published application include the following assignment information: __.

- ☒ Enclosed is/are 31 sheet(s) of drawings.
- ☐ Enclosed is a certified copy of the priority document.
- ☐ Enclosed is an Assignment document.
- ☒ An ☐ executed ☒ unexecuted declaration of the inventor(s)
[X] also is enclosed ☐ will follow.
- ☒ Small entity status is hereby claimed.

6. ☒ The filing fee is calculated below ☐ and in accordance with the enclosed preliminary amendment:


C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$770.00 (1001)
Total Claims	91	MINUS 20 =	71	× \$18.00 (1202) =	1,278.00
Independent Claims	12	MINUS 3 =	9	× \$86.00 (1201) =	774.00
If multiple dependent claims are presented, add \$290.00 (1203)					0
Total Application Fee					2,822.00
If small entity status is claimed, subtract 50% of Total Application Fee					1,411.00
Add Assignment Recording Fee of <u>\$40.00 (8021)</u> if Assignment document is enclosed					0
TOTAL APPLICATION FEE DUE					1,411.00

7. ☐ This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.
8. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
9. ☒ A check in the amount of \$ 1,411.00 is enclosed for the fee due.
10. ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
11. ☐ New drawings are enclosed.
12. ☐ Priority of Application No. _ filed on _ in _ (country) is claimed under 35 U.S.C. § 119.
- ☐ The certified copy of the priority application
- ☐ is enclosed
- ☐ was filed on _ in prior Application No. __, filed on __, and acknowledged by the Examiner on _ in Paper No. _
- ☐ has not yet been filed.
13. ☐ A preliminary amendment is enclosed.
14. ☒ An Information Disclosure Statement is enclosed.

15. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
16. ☒ Also enclosed Information Disclosure Statement Transmittal, Form 1449, and Return Postcard.
17. ☐ The power of attorney in the prior application is to ____.
- a. ☐ The power appears in the original papers in the prior application.
 - b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - c. ☐ Recognize as Associate Attorney ____.
 - d. ☐ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
Customer Number: **2 1 8 3 9**
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Date: December 11, 2003

By: 
David R. Heckadon
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ADDRESS OF SIGNATOR:

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☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)